

APR 30 2010

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

UNITED STATES OF AMERICA	)	Criminal Action No. 4:08-cr-00006-2
	)	
v.	)	<u>§ 2255 ORDER</u>
	)	
TROY DONAHUE BARKSDALE,	)	By: Hon. Jackson L. Kiser
Petitioner.	)	Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that petitioner's motion to vacate, set aside, or correct sentence is **DISMISSED** as untimely filed; a Certificate of Appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner and counsel of record for the United States.

ENTER: This 30<sup>th</sup> day of April, 2010.

*Jackson L. Kiser*  
Senior United States District Judge